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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

MASON TENDERS DISTRICT COUNCIL  
WELFARE FUND, PENSION FUND, ANNUITY  
FUND, TRAINING PROGRAM FUND, and  
JOHN J. VIRGA, in his fiduciary capacity as Director,

Plaintiffs,

- against -

BIG APPLE ROOFING & CONSTRUCTION CORP.  
and HARRY MARKU,

Defendants.

USDC SDNY  
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STIPULATION AND ORDER  
VACATING JUDGMENT

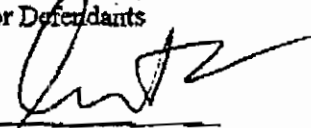
IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned the attorneys of record for Plaintiffs and for Defendants in the above-captioned action, that the Judgment entered on June 21, 2007 against Defendants be and the same hereby is vacated without costs to any parties.

Dated: New York, New York  
June 25, 2007

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